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| 1  |   | THE HONORABLE BENJAMIN H. SETTLE                      |
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| 7  | UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON             |   |
| 8  |   |   |
| 9  | DREW MITCHEM,   |   |
| 10 | Plaintiff,  | Case No. 3:18-CV-05366-BHS                            |
| 11 | V.  | NOTICE OF SETTLEMENT OF ALL CLAIMS IN MITCHEM V. NRPC |
| 12 | NATIONAL RAILROAD PASSENGER<br>CORPORATION d/b/a AMTRAK,                | [CLERK'S ACTION REQUIRED]                             |
| 13 | Defendant.  | )   |
| 14 | DONNELL LINTON,   |   |
| 15 | Plaintiff,  |   |
| 16 | V.  |   |
| 17 | NATIONAL RAILROAD PASSENGER   |   |
| 18 | CORPORATION d/b/a AMTRAK,   |   |
| 19 | Defendant.  |   |
| 20 | LAURA VAUGHNS and ALBERT J. VAUGHNS, individually and as Joint          | )<br>)  |
| 21 | Guardians to AG, JR, ZL, LS and FJ, their minor children; and ZOE MARIE | )<br>)  |
| 22 | TOWNSEND VAUGHNS, Plaintiffs,   | )<br>)  |
| 23 | V.  |   |
| 24 | NATIONAL RAILROAD PASSENGER   |   |
| 25 | CORPORATION d/b/a AMTRAK,   |   |
| 26 | Defendant.  | _)  |
| 27 | NOTICE OF SETTI EMENT 1   | LANE POWELL PC  |

NOTICE OF SETTLEMENT - 1 No. 3:18-CV-05366-BHS LANE POWELL PC 1420 FIFTH AVENUE, SUITE 4200 P.O. BOX 91302 SEATTLE, WA 98111-9402 206.223.7000 FAX: 206.223.7107

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| 1     | Notice is hereby given that all claims against all parties in <i>Mitchem v. NRPC</i> , Case No.       |  |
|-------|---|--|
| 2     | 3:18-CV-05366-BHS have been resolved. The <i>Linton v. NRPC and Vaughns v. NRPC</i> cases that        |  |
| 3     | were consolidated with <i>Mitchem</i> remain pending and set for trial beginning on January 28, 2020. |  |
| 4     | This notice is being filed with the consent of all parties. If an order dismissing all claims against |  |
| 5     | all parties is not entered within 90 days after the written notice of settlement is filed, the case   |  |
| 6     | shall be dismissed by the court.  |  |
| 7 8   | DATED: December 20, 2019.   |  |
| 9     | LANE POWELL PC  |  |
| 10    | By s/Tim D. Wackerbarth   |  |
| 11    | Tim D. Wackerbarth, WSBA No. 13673<br>wackerbartht@lanepowell.com                                     |  |
| 12    | Andrew G. Yates, WSBA No. 34239<br>yatesa@lanepowell.com  |  |
| 13    | Warren E. Babb, Jr., WSBA No. 13410  babbw@lanepowell.com   |  |
| 14    | Katie D. Bass, WSBA No. 51369 <a href="mailto:bassk@lanepowell.com">bassk@lanepowell.com</a>          |  |
| 15    | Attorneys for Defendant National Railroad<br>Passenger Corporation                                    |  |
| 16    | LUVERA LAW FIRM   |  |
| 17    |   |  |
| 18    | By: <u>s/Andy Hoyal</u> David M. Beninger, WSBA 18432   |  |
| 19    | Andrew Hoyal, WSBA 21349 Patricia Anderson, WSBA 17620  |  |
| 20    | Email: andy@luveralawfirm.com  david@luveralawfirm.com  |  |
| 21 22 | <u>patricia@luveralawfirm.com</u> Sean P. Driscoll, <i>pro hac vice</i>                               |  |
| 23    | Kristofer S. Riddle, <i>pro hac vice</i> Clifford Law Offices, P.C.                                   |  |
| 24    | 120 North LaSalle Street Suite 3100<br>Chicago, IL 60602  |  |
| 25    | Telephone: 312-899-9090<br>Facsimile: 312-251-1160  |  |
| 26    | Email: spd@cliffordlaw.com<br>ksr@cliffordlaw.com   |  |
| 27    | Attorneys for Plaintiffs  |  |

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## **CERTIFICATE OF SERVICE** 1 I hereby certify that on the 20<sup>th</sup> day of December 2019, I electronically filed the foregoing 2 with the Clerk of the Court using the CM/ECF System, which in turn automatically generated a 3 Notice of Electronic Filing (NEF) to all parties in the case who are registered users of the 4 CM/ECF system. The NEF for the foregoing specifically identifies recipients of electronic 5 notice. I hereby certify that the following document was sent to the following CM/ECF 6 participant: 7 8 Robert N. Gellatly Kevin P. Durkin David M. Beninger Sean P. Driscoll 9 Andrew Hoyal Kristopher S. Riddle Clifford Law Offices Luvera Law Firm 10 701 Fifth Avenue, Suite 6700 120 N LaSalle Street, 31st Floor Seattle, WA 98104-7016 Chicago, IL 60602-2554 11 robert@luveralawfirm.com kpd@cliffordlaw.com david@luveralawfirm.com spd@cliffordlaw.com 12 andy@luveralawfirm.com ksr@cliffordlaw.com 13 14 DATED this 20<sup>th</sup> day of December 2019. 15 16 17 s/Janet Wiley Janet Wiley, Legal Assistant 18 19 20 21 22 23 24 25 26 27

NOTICE OF SETTLEMENT

LANE POWELL PC 1420 FIFTH AVENUE, SUITE 4200 P.O. BOX 91302 SEATTLE, WA 98111-9402 206.223.7000 FAX: 206.223.7107